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Patent *Dat*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hubbell, et al.) Art Unit: 1711
Serial No. : 09/811,901)
Filed : March 19, 2001)
For : GELS FOR ENCAPSULATION OF)
BIOLOGICAL MATERIALS)
Examiner : Berman, Susan W.)

TERMINAL DISCLAIMER

Hon. Commissioner
of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

The undersigned Assignee is entitled to take action in this case, pursuant to 37 C.F.R. § 3.73, by virtue of a Revocation and Power of Attorney executed in connection with the Establishment of Right of Assignee to Take Action and submitted herewith.

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). The original assignment is recorded at Reel 6536 and Frame 0245. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

In accordance with 37 C.F.R. 3.73(b), Assignee represents that it is the owner by assignment of a 100% interest in the above referenced application, which is a continuation of U.S. Application No. 08/783,387, filed on January 13, 1997, now U.S. patent No. 6,258,870, which is a divisional of an application which is a divisional of U.S. Application No. 07/958,870, filed October 7, 1992, now

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U.S. Patent No. 5,529,914. All of these applications are 100% owned by Assignee by virtue of the same assignment recorded at Reel 6536, Frame 0245.

Assignee represents that it is also the owner by assignment of a 100% interest in U.S. Patent No. 5,801,033 which is recorded at Reel 6536, Frame 0245-0260. Assignee represents that it is also the owner by assignment of a 100% interest in U.S. Patent Nos. 5,858,746 & 5,843,743.

Assignee hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of any one of United States Patent Nos. 6,258,870; 5,529,914; 5,858,746; 5,801,033; and 5,843,743 pursuant to 37 C.F.R. 1.321 (b), and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any one of U.S. Patent Nos. 6,258,870; 5,529,914; 5,858,746; 5,801,033; and 5,843,743. This agreement extends to any patent granted on the above-identified application and shall be binding on its successors or assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any one of U.S. Patent Nos. 6,258,870; 5,529,914; 5,858,746; 5,801,033; and 5,843,743 in the event that any one of these later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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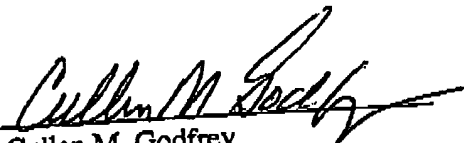
In accordance with 37 C.F.R. 3.73(b), any evidentiary documents which are referred to in this disclaimer have been reviewed, and to the best of Assignee's knowledge and belief, title is in Assignee.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR

Dated: April 11, 2003

By:


Cullen M. Godfrey
Vice Chancellor & General Counsel
University of Texas System

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